

**CONTROLLED SUBSTANCES BOARD
JUNE 1, 2006
MEETING MINUTES**

PRESENT: Yvonne M. Bellay, DVM; Robert Block; Doug Englebert, R.Ph.; Cecilia Hillard, Ph.D; Darold Treffert, MD; Greg Weber, R.Ph.

STAFF: Tom Ryan, Bureau Director; William Black, DRL Board Counsel; PJ Monson, Bureau Assistant

CALL TO ORDER

Darold Treffert called the meeting to order at 9:03 a.m.

APPROVAL OF AGENDA

Amendments to Agenda

- Item K – State of Wisconsin Travel Guide
- Between Item J&K – Internet Prescribing information
- Item J – Drug summary report
- Item K – Cesamet fact sheet

MOTION: Cecilia Hillard moved, seconded by Doug Englebert, to approve the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF MARCH 2 AND APRIL 27, 2006

Amendments to minutes

- Cecilia Hillard was absent for the March 2, 2006 meeting

MOTION: Robert Block moved, seconded by Yvonne Bellay, to approve the March 2 minutes as amended and the April 27 minutes as published. Motion carried unanimously.

ADMINISTRATIVE REPORT

DRL staff changes

Tom Ryan updated the Board on recent DRL staff changes.

Mileage rate change

The mileage rate has changed to \$.425 per mile. Sample travel voucher and per diem forms were distributed.

**REVIEW OF SPECIAL USE AUTHORIZATION REQUEST FOR APPROVAL –
REEDSBURG POLICE DEPARTMENT – ANDREW T. FOESCH –
REEDSBURG, WI**

MOTION: Yvonne Bellay moved, seconded by Robert Block, to approve the Special Use Authorization Application - Reedsburg Police Department, Andrew T. Foesch, Reedsburg, WI. Motion carried unanimously.

**REVIEW OF SPECIAL USE AUTHORIZATION REQUEST FOR APPROVAL –
MARQUETTE UNIVERSITY – DEPARTMENT OF PSYCHOLOGY –
MATTHEW J. SANDERS, ASSISTANT PROFESSOR – MILWAUKEE, WI**

MOTION: Cecilia Hillard moved, seconded by Gregory Weber, to approve the Special Use Authorization Application - Marquette University, Department of Psychology, Matthew J. Sanders, Assistant Professor, Milwaukee WI. Motion carried unanimously.

**REVIEW OF SPECIAL USE AUTHORIZATION REQUEST FOR APPROVAL
SHEBOYGAN POLICE DEPARTMENT
AMES A. VEESER –SHEBOYGAN, WI**

MOTION: Yvonne Bellay moved, seconded by Robert Block, to approve the Special Use Authorization Application - Sheboygan Police Department, James A. Veese, Sheboygan, WI. Motion carried unanimously.

**DRL SUMMARY REPORTS OF ADMINISTRATIVE RULES
AND LEGISLATION, INCLUDING:**

Title VII – Combat Methamphetamine Epidemic Act of 2005

Tom Ryan explained the documents relating to the state and federal Methamphetamine Act. William Black explained the difference in log book requirements for both state and federal use. The DEA is preparing an educational plan to help retail outlets achieve compliance.

Emergency Scheduling of Controlled Substances, Wis. Stat. § 961.25 – 4-iodo-2,5-dimethoxyamphetamine (DOI)

Tom Ryan explained the request from Jacalyn LaBre, Assistant District Attorney for Racine County, regarding the possibility of the Board undertaking emergency scheduling a substance titled 4-iodo-2, 5-dimethoxyamphetamine (DOI). William Black noted the documentation required for the Board to begin the process as outlined in Wis. Stat. § 961.11 (4m). This procedure must be followed for emergency scheduling of an analog and must be prompted by the prosecutor requesting the drug scheduling. The Board then has to find that the scheduling of the drug is necessary to avoid imminent hazard to the public.

The Board agreed this will be a federal scheduled drug at some point if it continues to present risks. William Black explained that the Board will need additional information from Ms.

LaBre to proceed with this discussion. Robert Block noted he contacted Clandestine Laboratory Investigative Chemists (CLIC) regarding this drug and has not received a response. The Board will research whether the DEA is considering placement of this drug in a Controlled Substances Act schedule.

MOTION: Cecilia Hillard moved, seconded by Gregory Weber, that the board reviewed the request for emergency scheduling for DOI, declined to take action at this time and requested staff to follow up with the Racine County District Attorney for more information. Motion carried unanimously.

CONTROLLED SUBSTANCES AT HUMANE SOCIETIES FOR EUTHANASIA AND OTHER PURPOSES SUPPLIED BY VETERINARIANS – REVIEW OF LEGAL INTERPRETATION FOR POSSIBLE APPROVAL AND VETERINARY EXAMINING BOARD CONSIDERATION

Tom Ryan explained the Wisconsin Controlled Substances document as it pertains to Humane societies/wildlife rehabilitation/veterinary practice. The Board would like to place this document on the Controlled Substance Board and Veterinary websites if the Veterinary Examining Board approves it. The Board would also like to make it available to the Wisconsin Veterinary Medical Association (WVMA).

MOTION: Yvonne Bellay moved, seconded by Doug Englebert, to approve the Controlled Substances document. Motion carried unanimously.

PRESCRIPTION DRUG MONITORING PROGRAMS

Doug Englebert explained the basis for the Medicaid prescription drug monitoring program and stated that research on the effect of these programs is mixed.

CONTROLLED SUBSTANCES THEFT AND LOSS REPORTS

The Board reviewed the theft and loss reports.

DRUG SUMMARY REPORTS

The Board reviewed the Wisconsin State Crime Lab drug summary reports.

INTERNET PRESCRIBING – BOARD DISCUSSION

William Black stated that the Drug Enforcement Administration and United States Department of Health and Human Services are moving forward with a meeting scheduled for July, 2006 to discuss electronic prescriptions for controlled substances. The Board discussed the problem of fraudulent drug prescribing and distribution and the professional responsibility of pharmacies. Recent rule changes in Colorado and Alabama have been adopted that add specific language requiring pharmacists to make reasonable efforts to ensure prescriptions are issued for a legitimate medical purpose and to disallow dispensing when it is reasonably foreseeable that a

prescription order was issued on the basis of an internet questionnaire or internet consultation without a valid preexisting patient-practitioner relationship.

INFORMATIONAL ITEMS

Noted.

ADJOURNMENT

MOTION: Ceclia Hillard moved, seconded by Robert Block, to adjourn the meeting at 10:44 a.m. Motion carried unanimously.